

United States District Court  
For the Northern District of California

1  
2  
3  
4  
5  
6  
7  
8  
9  
10

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 In re DEEP VEIN THROMBOSIS MDL Docket No 04-1606 VRW  
12 LITIGATION ORDER

13 This Document Relates To:

14 WARSAW CASES

15 03-3760 04-4527  
16 03-3979 04-4871  
17 03-5234 05-2476  
18 04-0438 05-3869  
19 04-0875 05-3870  
04-1092 05-3871  
04-1461 06-4518  
04-2964

20 \_\_\_\_\_ /

21 For the reasons announced in the court's order of August  
22 21, 2006 granting the airline defendants' motions for summary  
23 judgment in the Warsaw actions, summary judgment is GRANTED for  
24 Delta Airlines, Inc, Northwest Airlines, Inc and ATA Airlines, Inc.  
25 This order affects only the named airline defendant(s) in each of  
26 the above-captioned Warsaw cases.

27 Pursuant to FRCP 54(b), the court finds that there is no  
28 just reason to delay entry of judgment in favor of any airline

1 defendant that is both a party to the present motions and against  
2 which the only Article 17 accidents alleged are the onset of DVT or  
3 the absence or insufficiency of a warning regarding DVT or policy-  
4 level decisions regarding the same. Accordingly, the clerk is  
5 DIRECTED to enter judgment in favor of the airline defendants. In  
6 any action in which the clerk enters judgment in favor of an  
7 airline defendant and in which no other active defendant is named,  
8 the clerk is further DIRECTED to close the file and terminate all  
9 motions.

10

11

SO ORDERED.



---

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

VAUGHN R WALKER

United States District Chief Judge